

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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LANCE E. SPEAKE,

Plaintiff,

V.

HIGH DESERT STATE PRISON, et al.,

Defendants.

Case No. 2:11-cv-01653-GMN-PAL

ORDER

(Mtn for Inmate Assistance – Dkt. #39)

13 This matter is before the court on Plaintiff Lance E. Speake's Motion for Inmate
14 Assistance to [Sit] Second Chair for Settlement Conference (Dkt. #39) filed January 5, 2015.
15 The court has considered the Motions.

16 Plaintiff is a prisoner proceeding pro se in this civil rights action. On January 5, 2015,
17 the court rescheduled a settlement conference in this matter until January 27, 2015, on Defendant
18 Romeo Aranas' Motion (Dkt. #38) based on the unavailability of video conferencing equipment
19 on the date initially set.. Plaintiff's Motion for Assistance requests permission to allow another
20 inmate, Mr. Johnny E. McManon, who is reportedly a certified paralegal/legal assistant with
21 "several years of proper person litigation assistance," to represent Plaintiff at the settlement
22 conference and protect Plaintiff's interests. Absent statutory authorization, pro se parties may
23 not pursue claims on behalf of others in a representative capacity. *See Simon v. Hartford Life,*
24 *Inc.*, 546 F.3d 661, 665 (9th Cir. 2008) (collecting cases). Mr. McManon is not a licensed
25 attorney, and he may not represent Plaintiff at the settlement conference.

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1 Accordingly,

2 **IT IS ORDERED** that Plaintiff's Motion for Inmate Assistance (Dkt. #39) is DENIED.

3 Dated this 7th day of January, 2015.

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6 PEGGY A. TEEN
7 UNITED STATES MAGISTRATE JUDGE
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